

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, SEPTEMBER 5, 2006**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**9:30 A.M.**

Commissioners Present: Deb Schorr, Chair  
Bernie Heier  
Larry Hudkins  
Ray Stevens

Commissioners Absent: Bob Workman, Vice Chair

Others Present: Kerry Eagan, Chief Administrative Officer  
Bruce Medcalf, County Clerk  
Kristy Mundt, Deputy County Attorney  
Patricia Owen, Chief Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The meeting of the Board of Commissioners was called to order at 9:30 a.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 29, 2006.**

**MOTION:** Hudkins moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting held on August 29, 2006. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

**A. Announcement of receipt of the Bureau of Justice Affairs Mental Health Collaboration Grant for \$200,000 over a two year period. This grant funds the County's Jail Diversion Program.**

Travis Parker, Mental Health Program Manager, introduced Kimberly Mundil, Mental Health Clinician, and Deb VanLent, Intensive Case Manager, who work with the jail diversion program and gave a brief overview of the grant award.

2) **SPECIAL PRESENTATIONS CONTINUED:**

**B. Recognition of Support for the Preservation of Saline Wetlands - Tom Malmstrom, Natural Resources Coordinator**

Tom Malmstrom, Parks and Recreation, appeared and presented the County Board with a framed photograph of the Salt Creek Tiger Beetle for their support in the preservation of the saline wetlands.

3) **CLAIMS: Approval of all claims processed through Tuesday, September 5, 2006.**

**MOTION:** Heier moved and Stevens seconded approval of all claims processed through September 5, 2006. Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

4) **PUBLIC HEARINGS:**

**A. Setting the final tax request at a different amount than the prior year tax for Lancaster County and the Rural Library for Lancaster County.**

The Chair opened the public hearing and asked if anyone wished to provide testimony.

No one appeared and the hearing was closed.

5) **OLD BUSINESS:**

**A. Renewal of an agreement between Lancaster County and Ameritas Group for the Lancaster County Vision Plan beginning January 1, 2007 through December 31, 2007. The renewal rate represents a nine percent increase over the rates that have been in place. (C-06-0487)**

**MOTION:** Stevens moved and Hudkins seconded approval of the renewal of an agreement between Lancaster County and Ameritas Group for the Lancaster County Vision Plan beginning January 1, 2007 through December 31, 2007. Heier, Hudkins, Stevens and Schorr voted aye. Motion carried.

6) **NEW BUSINESS:**

- A. A resolution in the matter of setting the 2006-2007 property tax request for Lancaster County at a different amount than that of the prior year. (R-06-0092)**

**MOTION:** Stevens moved and Heier seconded approval of Resolution 06-0092 in the matter of setting the 2006-2007 property tax request for Lancaster County at a different amount than that of the prior year. Heier, Stevens, Hudkins and Schorr voted aye. Motion carried.

- B. An application for a Special Designated License from Slapshotz Bar & Grill to provide liquor beverage service during the Third Annual Lincoln Bicycle Swap Meet, on Saturday, September 16, 2006 from 9 a.m. to 6 p.m. at the Star City Youth Foundation, located at 5300 South Folsom Street, Lancaster County, Nebraska.**

Joe Ruiz, applicant, appeared and gave a brief overview of the swap meet.

**MOTION:** Stevens moved and Heier seconded approval of an application for a Special Designated License from Slapshotz Bar & Grill to provide liquor beverage service during the Third Annual Lincoln Bicycle Swap Meet, on Saturday, September 16, 2006 from 9 a.m. to 6 p.m. at the Star City Youth Foundation, located at 5300 South Folsom Street, Lancaster County, Nebraska. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

- C. An application for a Special Designated License from Prairie Fare Inc. d/b/a P.O. Pears to provide liquor beverage service during a pre and post game Lincoln Stars hockey tailgate party on Friday, October 6, 2006 from 3 p.m. to 1 a.m. at the West Beer Garden Depot located on the Nebraska State Fairgrounds. Serving will begin at 5 p.m..**

**MOTION:** Heier moved and Hudkins seconded approval of an application for a Special Designated License from Prairie Fare Inc. d/b/a P.O. Pears to provide liquor beverage service during a pre and post game Lincoln Stars hockey tailgate party on Friday, October 6, 2006 from 3 p.m. to 1 a.m. at the West Beer Garden Depot located on the Nebraska State Fairgrounds.

6) **NEW BUSINESS CONTINUED:**

Stevens stated he felt it was inappropriate for the County Board to consider the application because the State Fair property was annexed by the City on August 15, 2006. He stated he felt it was the applicant's responsibility to know where the application should be filed.

Kristy Mundt, Deputy County Attorney, stated it was her understanding that the annexation was effective 15 days from the date that the City Council acted on the ordinance. She stated she has visited with Dana Roper, City Attorney, regarding such applications and stated future applications will be forwarded to the City Clerk.

**ROLL CALL:** Heier, Hudkins and Schorr voted aye. Stevens voted no. Motion carried.

**D. An application for a Special Designated License from Chace Enterprises d/b/a Silver Spoke, located at 1400 Saltillo Road, to provide liquor beverage service during a fund raiser for multiple sclerosis on Saturday, September 16, 2006 from 8 a.m. to 1 a.m.**

Appearing was Teri Ernisse, applicant.

**MOTION:** Stevens moved and Heier seconded approval of an application for a Special Designated License from Chace Enterprises d/b/a Silver Spoke, located at 1400 Saltillo Road, to provide liquor beverage service during a fund raiser for multiple sclerosis on Saturday, September 16, 2006 from 8 a.m. to 1 a.m.. Heier, Stevens, Hudkins and Schorr voted aye. Motion carried.

**E. A grant contract with Lincoln Council on Alcoholism and Drugs, Inc. for funding for the substance abuse prevention program, in the amount of \$37,000. Term of the grant contract is from July 1, 2006 to June 30, 2007. (C-06-0493)**

**MOTION:** Stevens moved and Hudkins seconded approval of a grant contract with Lincoln Council on Alcoholism and Drugs, Inc. for funding for the substance abuse prevention program, in the amount of \$37,000. Term of the grant contract is from July 1, 2006 to June 30, 2007. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

6) NEW BUSINESS CONTINUED:

- F. A grant contract with Legal Aid of Nebraska for funding for the Domestic Violence Project, in the amount of \$30,050. Term of the grant contract is July 1, 2006 through June 30, 2007. (C-06-0494)

**MOTION:** Hudkins moved and Stevens seconded approval of a grant contract with Legal Aid of Nebraska for funding for the Domestic Violence Project, in the amount of \$30,050. Term of the grant contract is July 1, 2006 through June 30, 2007. Stevens, Heier, Hudkins and Schorr voted aye. Motion carried.

- G. A grant contract between Lancaster County (Sponsor) and Volunteerlink d/b/a Volunteer Partners (Grantee). The Grantee will establish a Lincoln/Lancaster County Citizen Corps Council under the direction of Emergency Management, and provide other services outlined in Exhibit B. The grant period is January 1, 2006 through October 31, 2006, and the Sponsor shall pay the Grantee the sum of \$55,852.48. (C-06-0501)

Item held at the request of the Deputy County Attorney.

- H. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the 2006 State County Aid Juvenile Justice Grant. The County will receive \$266,961 of which \$76,275 is the County's match share. Term of the grant award is July 1, 2006 to June 30, 2007. (C-06-0495)

**MOTION:** Hudkins moved and Stevens seconded approval of the acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the 2006 State County Aid Juvenile Justice Grant. Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

- I. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the "Where Do I Belong" Disproportionate Minority Contact (DMC) Project. The County will receive \$28,282 of which \$13,282 is the County's match share. Term of the grant award is July 1, 2006 to June 30, 2007. (C-06-0496)

6) **NEW BUSINESS CONTINUED:**

**MOTION:** Stevens moved and Heier seconded approval of the acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the "Where Do I Belong" Disproportionate Minority Contact (DMC) Project. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

**J. A lease agreement between Lancaster County and Healthy Families Project for approximately 390 square feet of office space in Trabert Hall, located at 2202 South 11<sup>th</sup> Street, Lincoln, Nebraska. Term of the agreement is July 1, 2006 through June 30, 2007. Healthy Families Project will pay the County \$308.75 per month for the leased space. (C-06-0497)**

**MOTION:** Stevens moved and Heier seconded approval of a lease agreement between Lancaster County and Healthy Families Project for approximately 390 square feet of office space in Trabert Hall, located at 2202 South 11<sup>th</sup> Street, Lincoln, Nebraska. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

**K. Setting of salary of Maureen Hannon at \$54,500 as an attorney in the Lancaster County Attorney's Office, effective September 11, 2006.**

Doug Cyr, Chief Deputy County Attorney, introduced Maureen Hannon and requested her salary be set at \$54,500.

**MOTION:** Hudkins moved and Heier seconded approval of the setting of salary of Maureen Hannon at \$54,500 as an attorney in the Lancaster County Attorney's Office, effective September 11, 2006. Heier, Stevens, Hudkins and Schorr voted aye. Motion carried.

**L. Request from Sovereign Bank for a refund of 2005 personal property taxes, in the approximate amount of \$1,740.38.**

Norm Agena, County Assessor/Register of Deeds, recommended approval of the refund request.

**MOTION:** Heier moved and Stevens seconded approval of a request from Sovereign Bank for a refund of 2005 personal property taxes, in the approximate amount of \$1,740.38. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

7) **CONSENT ITEMS:** *These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:*

**A. Receive and Place on File:**

1. Sheriff's Report of Fees for July, 2006.
2. Mid-Term Report on 2004 Distress Warrants from the County Treasurer's Office.
3. Annual Report for the Lancaster County General Assistance Office covering the period from July 1, 2005 through June 30, 2006.

**B. Setting of a public hearing for Tuesday, September 19, 2006 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Special Permit No. 06045, requested by Brenda Messick, for authority to operate a horse training, board and breeding facility (riding stable) on approximately 7.62 acres, more or less, generally located at North 84<sup>th</sup> Street and Little Salt Road, Lancaster County, Nebraska.**

**C. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:**

- ▶ Nancy Nelson, with Lancaster Manor
- ▶ Melissa Hood, with Youth Services Center
- ▶ Robert Iske, with the Corrections Department

**D. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following individuals:**

- ▶ Stanton and Jennifer Harn, in the amount of \$292.60, at West Adams and Northwest 70<sup>th</sup> Streets; Project C55-M-407(1). (C-06-0498)
- ▶ Lincoln Land and Mortgage Company, in the amount of \$271, on Northwest 70<sup>th</sup> Street from Adams to Superior Streets; Project C55-M-407(1). (C-06-0499)
- ▶ William Oberg, in the amount of \$13, at West Adams and Northwest 70<sup>th</sup> Streets; Project C55-M-407(1). (C-06-0500)

**MOTION:** Stevens moved and Heier seconded approval of the Consent Items. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

8) **ADJOURNMENT:**

**MOTION:** Stevens moved and Heier seconded adjournment of the meeting of the Board of the Commissioners at 9:59 a.m.. Heier, Stevens, Hudkins and Schorr voted aye. Motion carried.

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Bruce Medcalf  
County Clerk

**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, SEPTEMBER 5, 2006  
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS  
MEETING**

Commissioners Present: Deb Schorr, Chair  
Bernie Heier  
Larry Hudkins  
Ray Stevens

Commissioners Absent: Bob Workman, Vice Chair

Others Present: Norm Agena, County Assessor/Register of Deeds  
Kerry Eagan, Chief Administrative Officer  
Bruce Medcalf, County Clerk  
Kristy Mundt, Deputy County Attorney  
Patricia Owen, Chief Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The meeting of the Board of Equalization was called to order at 9:59 a.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 29, 2006.**

**MOTION:** Heier moved and Hudkins seconded approval of the minutes of the Board of Equalization meeting held on August 29, 2006. Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

**Approval of 55 additions and deductions to the tax assessment rolls per Attachment "A".**

**MOTION:** Stevens moved and Heier seconded approval of the additions and deductions to the tax assessment rolls. Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Cedars Youth Services**

**MOTION:** Heier moved and Stevens seconded approval of the motor vehicle tax exemption. Heier, Stevens, Hudkins and Schorr voted aye. Motion carried.

4) **APPEAL FILED ON PENALTY ASSESSED ON PERSONAL PROPERTY FOR WHITEHEAD OIL COMPANY/WHITEHEAD INC.:**

Norm Agena, County Assessor/Register of Deeds, stated his office received the schedules, consisting of 13 accounts, on July 11, 2006. The filing deadline is May 1<sup>st</sup> of every year. Recommendation was to assess a ten percent penalty relating to 13 accounts.

**MOTION:** Heier moved and Stevens seconded to deny the appeal(s) and assess a ten percent penalty on personal property for Whitehead Oil Company/Whitehead Inc.. Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

5) **ADJOURNMENT:**

**MOTION:** Stevens moved and Hudkins seconded adjournment of the meeting of the Board of Equalization at 10:02 a.m.. Stevens, Heier, Hudkins and Schorr voted aye. Motion carried.

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Bruce Medcalf  
County Clerk